

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF TENNESSEE  
COOKEVILLE DIVISION**

JAMES W. SMOAK, et al.,

Plaintiffs,

ERIC HALL, et al.,

Defendants.

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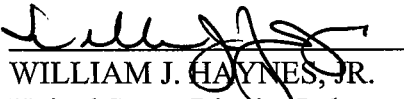
NO. 2:03-0117  
JUDGE HAYNES

**ORDER**

In accordance with the Memorandum filed herewith, the motion for summary judgment (Docket Entry No. 58) filed by the Defendants David Bush, Jeff Phann, Brian Bock, and Jerry Anderson is **GRANTED** in part and **DENIED** in part. The Motion is **DENIED** on the Plaintiffs' Fourth Amendment claims, but is **GRANTED** on the Plaintiffs' state law conspiracy claims that are **DISMISSED with prejudice**.

It is so **ORDERED**.

**ENTERED** this the 26<sup>th</sup> day of August, 2005.

  
WILLIAM J. HAYNES, JR.  
United States District Judge